

Committee Room,

Austin, Texas, June 24, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 6, A bill to be entitled "An Act amending Chapter 93, Acts of the Regular Session of the Fortieth Legislature, Article 7065, Revised Civil Statutes of 1925, which chapter and article provide for an occupation tax upon wholesale dealers in gasoline, and which amendment to said chapter and article provides for increasing the tax from two (2) cents per gallon on all gasoline sold as defined in this act by wholesale dealers in gasoline to four (4) cents a gallon, and provides for the collection of a like tax of four (4) cents a gallon on all gasoline used in this State as such use is defined by the provisions of this act, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, June 21, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 102, "An act amending Article 7047 of the Revised Civil Statutes of Texas, 1925, by adding a new Section '40,' so as to provide an occupation tax upon emigrant agents, defining emigrant agents, providing manner of payment of taxes, repealing House bill No. 207, passed by the First Called Session of the Forty-first Legislature of Texas and approved by the Governor of Texas, May 17, 1929, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

LONG of Houston, Chairman.

Committee Room,

Austin, Texas, June 21, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 103, "An Act to levy and collect annually a five-dollar road tax against all able-bodied male citizens of

Burleson county who are subject to road work under the general laws of this State who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collecting of said tax, and providing further for a penalty for failure or refusal to pay such tax; repealing all laws in conflict therewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

TWELFTH DAY.

(Continued.)

(Tuesday, June 25, 1929.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Barron.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mrs. Negley and Mr. Montgomery:

H. B. No. 205, A bill to be entitled "An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a board of equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Coltrin, Mr. Cox of Navarro and Mr. Pope of Nueces:

H. B. No. 206, A bill to be entitled "An Act leasing to certain persons as trustees for Bee County American Legion Post No. 274 a tract of land for park purposes; providing for the consideration of said lease, and for the establishment and maintenance of said park and the time and manner in which said park may be taken over by the State; providing for the execution of said lease, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Mauritz:

H. B. No. 207, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than 11,240 nor more than 11,250, according to the 1920 United States census, and prescribing how same shall be paid; providing that such shall be the salary of said commissioners so long as the taxable values in the county shall exceed the sum of \$9,800,000 for the next preceding year; fixing said salary when said taxable values are less than said sum, and declaring an emergency."

Referred to Committee on Counties.

SENATE BILL NO. 111 ON PASSAGE TO THIRD READING.

The Speaker laid before the House, as pending business, on its passage to third reading,

S. B. No. 111, A bill to be entitled "An Act defining building and loan associations, providing for their incorporation, and prescribing the terms, conditions and regulations upon which such companies may carry on their business in Texas, etc., and declaring an emergency."

The bill having heretofore been read second time.

Mr. Purl offered the following amendment to the bill:

Amend Senate bill No. 111, page 15, Section 33, line 34 of the printed bill, by striking out of said line 34 the words: "and shall not be," and by striking out all of line 35 and all of line 36 down to the period.

The amendment was adopted.

Mr. Storey offered the following amendment to the bill:

Amend Section 67 by striking out the last sentence of said section, which sentence begins with the words "foreign building and loan associations," and ends with the words "Section 59," and by adding in lieu of such sentence the following: "Foreign building and loan associations that are duly authorized to do a building and loan business in this State at the time of the taking effect of this act shall have sixty days from the date on which this act takes effect to comply with the provisions of this act as set forth in Section 59, provided, however, that the Banking Commissioner may, in his discretion, grant to any such association such extension of time as may, in its discretion, seem necessary or proper."

The amendment was adopted.

Mr. Purl offered the following amendment to the bill:

Amend Senate bill No. 111 by striking out all above the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act defining building and loan associations; providing for their incorporation and prescribing the terms, conditions and regulations upon which such companies may carry on their business in Texas; providing that shareholders shall not be disqualified to take acknowledgments; validating such previous acknowledgments by shareholders; prescribing the terms and conditions upon which foreign building and loan associations may carry on their business in Texas; prescribing penalties for violation of the provisions of the act; repealing acts and parts of act in conflict herewith, and declaring an emergency.'"

The amendment was adopted.

Senate bill No. 111 was then passed to third reading.

SENATE BILL NO. 111 ON THIRD READING.

Mr. Purl moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 111 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Forbes.
Acker.	Fuchs.
Ackerman.	Gerron.
Albritton.	Gilbert.
Anderson.	Giles.
Avis.	Graves
Baker.	of Williamson.
Baldwin.	Graves of Erath.
Barnett.	Hardy.
Bond.	Harman.
Bounds.	Harper.
Bradley.	Harrison.
Brice.	Hines.
Brooks.	Hogg.
Carpenter.	Holder.
Chastain.	Johnson
Coltrin.	of Dimmit.
Conway.	Johnson of Scurry.
Cox of Navarro.	Justiss.
Cox of Lamar.	Keeton.
Cox of Limestone.	Keller.
Davis.	Kemble.
DeWolfe.	Kincaid.
Dunlap.	King.
Enderby.	Land.
Finn.	Lee.
Finlay.	Long of Houston.

Mankin.	Sanders.
Marks.	Savage.
Martin.	Shaver.
Mauritz.	Shelton.
Maynard.	Sherrill.
McCombs.	Simmons.
McDonald.	Sinks.
McGill.	Snelgrove.
McKean.	Speck.
Mehl.	Storey.
Metcalfe.	Thompson.
Minor.	Thurmond.
Moore.	Turner.
Murphy.	Van Zandt.
Negley.	Veatch.
Olsen.	Wallace.
Palmer.	Walters.
Pavlica.	Warwick.
Petsch.	Webb.
Pope of Jones.	White.
Purl.	Wiggs.
Quinn.	Williams
Ray.	of Sabine.
Reader.	Woodall.
Richardson.	Woodruff.
Rountree.	

Nays—3.

Ewing.	Kennedy.
Eickenroht.	

Present—Not Voting.

Heaton.	Stephens.
Johnson of Smith.	

Absent.

Adkins.	Mosely.
Bateman.	Mullally.
Beck.	Nicholson.
Duvall.	O'Neill.
Gates.	Patterson.
Harding.	Pool.
Hefley.	Pope of Nueces.
Hopkins.	Renfro.
Hornaday.	Rogers.
Hubbard.	Smith.
Kayton.	Stevenson.
Kenyon.	Tarwater.
Kinnear.	Tillotson.
Lemens.	Waddell.
Long of Wichita.	Williams
Loy.	of Hardin.
Montgomery.	Young.

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

The Speaker then laid Senate bill No. 111 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	Long of Houston.
Acker.	Loy.
Ackerman.	Mankin.
Albritton.	Marks.
Anderson.	Martin.
Avis.	Mauritz.
Baker.	Maynard.
Baldwin.	McCombs.
Barnett.	McDonald.
Beck.	McGill.
Bond.	McKean.
Bounds.	Mehl.
Bradley.	Metcalfe.
Brice.	Minor.
Brooks.	Moore.
Carpenter.	Murphy.
Chastain.	Negley.
Coltrin.	Olsen.
Conway.	Palmer.
Cox of Navarro.	Pavlica.
Cox of Lamar.	Petsch.
Cox of Limestone.	Pool.
Davis.	Pope of Jones.
DeWolfe.	Purl.
Dunlap.	Quinn.
Enderby.	Ray.
Ewing.	Reader.
Eickenroht.	Richardson.
Finn.	Rountree.
Finlay.	Sanders.
Forbes.	Savage.
Fuchs.	Shaver.
Gilbert.	Shelton.
Giles.	Sherrill.
Graves of Erath.	Simmons.
Hardy.	Sinks.
Harman.	Snelgrove.
Harper.	Speck.
Harrison.	Storey.
Hines.	Thompson.
Hogg.	Thurmond.
Holder.	Turner.
Johnson	Van Zandt.
of Dimmit.	Veatch.
Johnson of Scurry.	Wallace.
Justiss.	Walters.
Keeton.	Warwick.
Keller.	Webb.
Kemble.	White.
Kennedy.	Wiggs.
Kincaid.	Williams
King.	of Sabine.
Land.	Woodall.
Lee.	Woodruff.

Present—Not Voting.

Heaton.	Stephens.
Johnson of Smith.	

Absent.

Adkins.	Bateman.
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Duvall.	Mosely.
Gates.	Mullally.
Gerron.	Nicholson.
Graves	O'Neill.
of Williamson.	Patterson.
Harding.	Pope of Nueces.
Hefley.	Renfro.
Hopkins.	Rogers.
Hornaday.	Smith.
Hubbard.	Stevenson.
Kayton.	Tarwater.
Kenyon.	Tillotson.
Kinnear.	Waddell.
Lemens.	Williams
Long of Wichita.	of Hardin.
Montgomery.	Young.

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

RELATING TO HOUSE BILL NO. 59.

On motion of Mr. Purl, House bill No. 59 was laid on the table subject to call.

HOUSE BILL NO. 108 ON SECOND READING.

On motion of Mr. McDonald, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 108, A bill to be entitled "An Act to declare the public policy, to designate a commission of farm conservation consisting of the Commissioner of Agriculture of the State of Texas and four persons to be appointed by the Governor of Texas, and defining its powers and duties; providing for the meeting of said Commission and its duties to determine the maximum percentage of each farm in this State which may be planted to cotton each year in order to carry out the purposes and intent of said act, and providing for hearing and appeal, and to determine the nature and extent of plant diseases, root-rot, boll weevil and pink boll worm prevalent in any section of the State, and providing how notice may be given of the findings and determination of said Commission in reference thereto to the farmers of this State, and providing a tax and penalty for the violation of the findings of said Commission by any farmer, and prescribing what acreage shall come within the purview of said act, and fixing the pay of the members of said Commission, and enjoining upon the

Governor of Texas certain duties and empowering said Commission to make all rules and regulations necessary to perform the service required of it."

The Speaker laid the bill before the House and it was read second time.

Mr. Pope of Jones moved the previous question on the passage of the bill to engrossment, and the motion was not seconded.

Question—Shall the bill pass to engrossment?

COMMITTEE OF THE WHOLE HOUSE.

The House, in accordance with action heretofore taken, at 10 o'clock a. m. resolved itself into a Committee of the Whole House, Mr. Barron being called to the chair.

(In Committee of the Whole House, Mr. Barron in the chair.)

IN THE HOUSE.

(Mr. Barron in the chair.)

At 10:15 o'clock a. m. Mr. Barron, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress and ask leave to sit again at 11 o'clock a. m. today.

The report was adopted.

HOUSE BILL NO. 108 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 108, relative to designating a commission of farm conservation, the bill having heretofore been read second time.

Mr. Van Zandt moved that further consideration of the bill be postponed indefinitely.

Mr. Hardy moved the previous question on the pending motion and the passage of the bill to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The roll was called and the vote announced as follows:

Yeas—65.

Mr. Speaker.	Baldwin.
Acker.	Bateman.
Adkins.	Beck.
Avis.	Brooks.
Baker.	Carpenter.

Chastain.	Minor.
Coltrin.	Montgomery.
Conway.	Moore.
Cox of Lamar.	Mullally.
Cox of Limestone.	Negley.
Enderby.	Nicholson.
Ewing.	Olsen.
Finn.	O'Neill.
Forbes.	Palmer.
Gates.	Patterson.
Gilbert.	Pavlica.
Giles.	Pool.
Hardy.	Pope of Jones.
Harman.	Quinn.
Harper.	Sanders.
Heaton.	Sinks.
Hornaday.	Storey.
Hubbard.	Tillotson.
Johnson of Scurry.	Turner.
Justiss.	Van Zandt.
Keller.	Waddell.
Kenyon.	Walters.
Land.	Warwick.
Lee.	White.
Long of Houston.	Wiggs.
Martin.	Williams
Maynard.	of Sabine.
McKean.	Woodruff.

Nays—28.

Albritton.	King.
Bond.	Mankin.
Bounds.	Marks.
Brice.	McCombs.
Eickenroht.	Metcalfe.
Finlay.	Renfro.
Harrison.	Richardson.
Hefley.	Rountree.
Hines.	Shelton.
Hogg.	Sherrill.
Holder.	Simmons.
Johnson of Smith.	Stevenson.
Kennedy.	Veatch.
Kincaid.	Webb.

Absent.

Ackerman.	Keeton.
Anderson.	Kemble.
Barnett.	Kinnear.
Bradley.	Lemens.
Cox of Navarro.	Long of Wichita.
Davis.	Loy.
DeWolfe.	Mauritz.
Dunlap.	McDonald.
Duvall.	McGill.
Fuchs.	Mehl.
Gerron.	Mosely.
Graves	Murphy.
of Williamson.	Petsch.
Graves of Erath.	Pope of Nueces.
Harding.	Purl.
Hopkins.	Ray.
Johnson	Reader.
of Dimmit.	Rogers.
Kayton.	Savage.

Shaver.	Thurmond.
Smith.	Wallace.
Snelgrove.	Williams
Speck.	of Hardin.
Stephens.	Woodall.
Tarwater.	Young.
Thompson.	

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

Mr. Albritton raised the point of order that there is not a quorum present.

The Speaker sustained the point of order.

Mr. Hardy moved a call of the House for the purpose of securing a quorum and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was again called and a quorum was announced present.

Mr. Brice moved the previous question on the pending motion and the engrossment of the bill, and the motion was duly seconded.

Question then recurring on the motion for the main question, yeas and nays were demanded.

The main question was ordered by the following vote:

Yeas—79.

Mr. Speaker.	Gilbert.
Acker.	Giles.
Ackerman.	Hardy.
Adkins.	Harman.
Avis.	Harper.
Baldwin.	Heaton.
Bateman.	Hogg.
Beck.	Hornaday.
Bond.	Johnson of Smith.
Bounds.	Johnson of Scurry.
Brooks.	Justiss.
Carpenter.	Keller.
Chastain.	Kemble.
Coltrin.	Kenyon.
Conway.	Land.
Cox of Lamar.	Lee.
Cox of Limestone.	Long of Houston.
Enderby.	Loy.
Ewing.	Martin.
Finn.	Mauritz.
Forbes.	Maynard.

Minor.	Simmons.
Montgomery.	Sinks.
Moore.	Stephens.
Mullally.	Storey.
Murphy.	Thompson.
Negley.	Thurmond.
Nicholson.	Tillotson.
Olsen.	Turner.
O'Neill.	Van Zandt.
Palmer.	Veatch.
Patterson.	Waddell.
Pavlica.	Walters.
Pool.	Warwick.
Pope of Jones.	White.
Pope of Nueces.	Wiggs.
Quinn.	Williams
Reader.	of Sabine.
Sanders.	Woodall.
Savage.	Woodruff.
Shaver.	

Nays—21.

Albritton.	Marks.
Baker.	McCombs.
Brice.	McKean.
Eickenroht.	Metcalf.
Finlay.	Renfro.
Harrison.	Richardson.
Hefley.	Rountree.
Holder.	Shelton.
Kennedy.	Sherrill.
King.	Webb.
Mankin.	

Absent.

Anderson.	Kincaid.
Barnett.	Kinnear.
Bradley.	Lemens.
Cox of Navarro.	Long of Wichita.
Davis.	McDonald.
DeWolfe.	McGill.
Dunlap.	Mehl.
Duvall.	Mosely.
Fuchs.	Petsch.
Gates.	Purl.
Gerron.	Ray.
Graves	Rogers.
of Williamson.	Smith.
Graves of Erath.	Snelgrove.
Harding.	Speck.
Hines.	Stevenson.
Hopkins.	Tarwater.
Hubbard.	Wallace.
Johnson	Williams
of Dimmit.	of Hardin.
Kayton.	Young.
Keeton.	

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

Question recurring on the motion to

postpone the bill indefinitely, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—71.

Mr. Speaker.	Loy.
Acker.	Mankin.
Anderson.	Martin.
Avis.	Maynard.
Baldwin.	McKean.
Beck.	Moore.
Bond.	Mullally.
Bounds.	Murphy.
Brooks.	Negley.
Chastain.	Nicholson.
Conway.	O'Neill.
Cox of Lamar.	Pavlica.
DeWolfe.	Pool.
Enderby.	Pope of Jones.
Ewing.	Renfro.
Eickenroht.	Rountree.
Finn.	Sanders.
Gates.	Shaver.
Gilbert.	Shelton.
Giles.	Sinks.
Graves of Erath.	Snelgrove.
Hardy.	Stephens.
Harman.	Storey.
Harrison.	Thompson.
Heaton.	Thurmond.
Hefley.	Tillotson.
Hines.	Turner.
Hogg.	Van Zandt.
Hornaday.	Waddell.
Johnson of Smith.	Walters.
Johnson of Scurry.	Warwick.
Justiss.	White.
Kennedy.	Wiggs.
Kenyon.	Williams
Long of Houston.	of Sabine.
Long of Wichita.	Woodall.

Nays—42.

Ackerman.	Mehl.
Albritton.	Metcalf.
Baker.	Minor.
Brice.	Montgomery.
Carpenter.	Olsen.
Cox of Navarro.	Patterson.
Cox of Limestone.	Pope of Nueces.
Davis.	Purl.
Finlay.	Quinn.
Forbes.	Ray.
Fuchs.	Reader.
Harper.	Richardson.
Holder.	Savage.
Hubbard.	Sherrill.
Keller.	Simmons.
Kemble.	Speck.
Kincaid.	Stevenson.
Land.	Tarwater.
Lee.	Veatch.
Marks.	Webb.
McCombs.	Woodruff.

Absent.

Adkins.	King.
Barnett.	Kinnear.
Bateman.	Lemens.
Bradley.	Mauritz.
Coltrin.	McDonald.
Dunlap.	McGill.
Duvall.	Mosely.
Gerron.	Palmer.
Graves	Petsch.
of Williamson.	Rogers.
Harding.	Smith.
Hopkins.	Wallace.
Johnson	Williams
of Dimmit.	of Hardin.
Kayton.	Young.
Keeton.	

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

Reason for Absence.

After discussion on House bill No. 108, time arrived for Committee of the Whole to take up Robison impeachment proceedings, and this was taken up and I accompanied a constituent, who was waiting in the reception room, to Superintendent Marrs' office on a business matter; therefore, I was absent when Committee of the Whole recessed and took up further consideration and vote on House bill No. 108.

McDONALD.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

S. B. No. 154, "An Act to amend Article 941, of the Penal Code of Texas, 1925, and to amend Chapter 53, of the Acts of the Forty-first Legislature, Regular Session, so as to permit the catching of suckers, buffalo, carp, shad and gar, in Williamson county during the months of June, July and August, by the use of a seine of any size mesh, or by the use of wire, rope or grab hook, and declaring an emergency."

HOUSE BILL NO. 95 ON SECOND READING.

On motion of Mr. Beck, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 95, A bill to be entitled

"An Act further regulating the operation of vehicles on the public highways; limiting the size and weight of vehicles and loads permitted on any public highway; requiring lights on certain vehicles not heretofore by law required to carry lighting equipment; restricting the stopping or parking of a vehicle on the improved portion of a highway; providing for the erection and maintenance of signs or markers on the State highways; prescribing restrictions regarding the speed of any vehicle; prescribing penalties for violations of this act; providing for appointment of inspectors to enforce the provisions of this act and other laws relating to vehicles and traffic on the public highway; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

COMMITTEE OF THE WHOLE HOUSE.

The House, in accordance with action heretofore taken, at 11 o'clock a. m. resolved itself into a Committee of the Whole House, Mr. Barron being called to the chair.

(In Committee of the Whole House, Mr. Barron in the chair.)

(Pending taking of testimony, Mr. Holder occupied the chair temporarily.)

IN THE HOUSE.

(Mr. Barron in the chair.)

At 11:45 o'clock a. m., Mr. Barron, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress and ask leave to sit again at 1:30 o'clock p. m. today.

On motion of Mr. Forbes the report was adopted.

BILL ORDERED NOT PRINTED.

On motion of Mr. Webb, Senate bill No. 160 was ordered not printed.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 1.

Mr. Snelgrove called up, for consideration at this time, the following conference committee report:

Committee Room,

Austin, Texas, June 24, 1929.

Hon. Barry Miller, President of the Senate, and Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your conference commit-

tee appointed by your respective bodies to consider House bill No. 1, have had said bill under consideration, and beg leave to report that we have reached the following agreement:

House bill No. 1 provided for an appropriation of \$2,500,000 each year; whereas, it was amended in the Senate by providing an appropriation of \$3,000,000 each year. Your conference committee amended the bill by providing an appropriation of \$2,750,000 each year, and reduced the appropriation of \$500,000 each year to \$400,000 each year for the purpose of paying high school tuition.

Other changes which were agreed upon are more fully set out in the conference committee report attached hereto and made a part hereof.

Respectfully submitted,

POLLARD,
NEAL,
GREER,
DeBERRY,
WILLIAMSON,

On the Part of the Senate.

SNELGROVE,
LONG of Houston,
McCOMBS,
GRAVES of Erath,
YOUNG,

On the Part of the House.

H. B. No. 1. By Snelgrove, Graves
of Erath et al.

A BILL

To Be Entitled

"An Act appropriating two million seven hundred fifty thousand (\$2,750,000) dollars per year, or so much thereof as may be necessary, for the next two fiscal years for the purpose of promoting the public school interest of rural schools and equalizing the school opportunities afforded by the State to all children of scholastic age living in small and financially weak districts, attaching conditions, regulations and limitations relative thereto; authorizing aid to such schools in accordance with the conditions herein specified; providing for the maintenance by all rural schools which meet the requirements of this act a term of a certain length; providing limited equipment for rural schools that will afford instruction and demonstration in home and farm vocations; providing assistance in the formation and maintenance of rural high school districts according to a county-wide plan; pro-

viding for the use of an amount not to exceed a certain sum for the payment each year of the biennium of high school tuition of rural school pupils according to the provisions of Chapter 181, General Laws of the State of Texas, Fortieth Legislature, Regular Session; as amended by the First Called Session of the Forty-first Legislature; providing for the administration of the funds appropriated herein by the State Board of Education and the State Superintendent of Public Instruction; providing for the manner of payment and disbursement of all moneys granted under the provisions of this act; enacting other provisions necessary and incidental to the provisions of this act; declaring the rule in event any provision of the act is unconstitutional or invalid; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting the public school interest of rural schools and equalizing the educational opportunities afforded by the State to all children of scholastic age living in small and financially weak school districts, there is hereby appropriated out of the general revenue two million seven hundred fifty thousand (\$2,750,000) dollars, or so much thereof as may be necessary for the school year ending August 31, 1930, and two million seven hundred fifty thousand (\$2,750,000) dollars, or so much thereof as may be necessary, for the school year ending August 31, 1931, to be allotted and expended in accordance with the provisions of this act.

Sec. 2. State aid under the provisions of this act may be distributed in such a way as to assist all schools of not more than three hundred scholastics located in districts of not more than 400 scholastic census enrollment and consolidated districts which have an average of not more than two hundred scholastics for each original district composing the consolidated unit, to maintain the school solely out of State and county available funds for a term not to exceed six and one-half months; provided, that in no event may a school receive more State aid than is needed to maintain the contracted term, not to exceed nine months, as shown by the difference between all available funds and the total disbursement for maintenance purposes. The allotment

of all State aid shall be subject to the following conditions:

1. Each school receiving aid shall be provided with a suitable schoolhouse, erected in accordance with the Texas Schoolhouse Building Law, or meeting substantially the requirements thereof, which shall be well located on a plot of ground not less than one acre in extent, properly drained.

2. Each school shall be provided with the necessary desks, seats and blackboards, with library, maps and charts, with such heating and ventilating equipment and such sanitary closets as are approved by the State Superintendent or his representatives.

3. Teachers employed in State Aid Schools shall furnish to the State Superintendent satisfactory evidence of professional training and teaching ability.

4. No common or independent school district shall be eligible to receive aid unless it shall be providing for the annual support of its schools by voting and levying a local school tax of not less than seventy-five cents on the hundred dollars of property valuation, and provided, further, that the property valuation shall not be less than said property is valued for State and county purposes, and provided, further, that the above requirements of a maintenance tax levy shall not apply to districts maintaining a school for Indians.

5. Each school receiving State aid under the provisions of this act shall teach the common school subjects as prescribed by law, and shall follow the State course of study and shall be required to observe the school laws and rulings of the State Superintendent of Public Instruction, County Board, and the State Board of Education.

6. Under the provisions of this act no one-teacher school, with an enrollment of more than twenty pupils, shall be eligible to receive aid, if said school offers work above the seventh grade, as outlined by the State course of study.

Sec. 3. Schools of not more than three hundred (300) and not less than twenty (20) scholastics located in districts of not more than four hundred (400) scholastic census enrollment, and consolidated districts as provided in Section 2 of this act, including transfers, complying with the foregoing conditions, may send to the State Superintendent, on blanks provided by the State Department of Education, a list of teachers employed in the school showing the monthly salary, experience and training of each, together with an item-

ized statement of expected receipts and expenditures, the length of terms, and such other information as may be required. The State Superintendent, with the approval of the State Board of Education, may then grant to the school such an amount of this fund as will, with its State and county available funds, maintain the school for a term not to exceed six and one-half months; provided that if the school has sufficient State and county available funds, with its local maintenance tax, to maintain the desired term, not to exceed seven months, as provided in Section 2, it shall not be eligible to receive State aid.

It is hereby provided further that schools in sparsely settled counties, having less than fourteen hundred (1400) scholastic population in the common school districts, may be exempted from the minimum restriction of twenty scholastics, provided that each district applying for aid votes and levies the limit of local support as provided in this bill.

Sec. 4. No part of the aid herein provided for shall be used for increasing the salary of any teacher except as may be provided in schedule of salaries fixed by the State Board of Education, but the funds provided for in this act shall be used for the exclusive purpose of extending the length of the school term of the schools situated in the district receiving such aid on the basis of a schedule of teachers' salaries to be determined by the State Board of Education. Any district violating any of the provisions of this act shall forfeit all rights to such aid and be disqualified to receive aid of any nature under any section of this act for the current year. Should any school, which would otherwise be eligible to receive aid, agree, provide or contract with teachers to pay a larger salary during the remainder of the term provided out of State funds than is to be paid during the remainder of the term out of local funds, then such school shall forfeit its right to receive aid.

Any county in this State that has a special equalization fund derived from State and county available funds, and which contributes to said fund for the benefit of its rural schools out of its own funds as much as \$40,000 per annum, shall receive from the appropriation herein provided twenty thousand dollars (\$20,000) for each year of the biennium to supplement the equalization fund thereof for all purposes; provided, no inspection shall be required.

Sec. 5. In deciding upon the amount of aid to be granted to districts under the provisions of this act, the Superintendent of Public Instruction, with the approval of the State Board of Education, shall allot the money herein appropriated to schools upon the following basis: One teacher for any number of scholastics from 21 to 35, inclusive; two teachers for any number of scholastics from 36 to 65, inclusive; three teachers for any number from 66 to 95, inclusive; four teachers for any number from 96 to 125, inclusive; five teachers for any number from 126 to 155, inclusive, and at the same rate for additional teachers. The basis for calculation shall be the net scholastic enumeration of the districts for the current year, which must include all transfers into the district, and from which shall be deducted all transfers from the district, and all students who have completed the course of study authorized by the county board of trustees for the school in such districts, provided that in unusual or extraordinary conditions of actual enrollment an adjustment as to the number of teachers may be made by the State Superintendent, with the approval of the State Board of Education.

Sec. 6. In case of extraordinary and unusual conditions where it can be shown that its own resources are insufficient, the State Board of Education may arrange for the support of a rural school from State aid funds for a period of not exceeding seven months, even though the school district be unable to comply with the foregoing conditions; provided, however, that the amount of the tax herein provided for must be levied and collected by said school districts, and this requirement cannot be waived by the State Board of Education; and provided, further, that the amount granted in such case shall not exceed \$300.

Sec. 7. State aid to the amount of not more than \$300 to any one school employing three or more teachers which will provide equipment for proper instructions and demonstrations in mechanics and carpentry, gardening and agriculture, home economics and sanitation, sewing, cooking and canning, according to plans furnished and approved by the State Department of Education, may be granted from the appropriation authorized by this act. Each such school in which such equipment has been placed by previous appropriations may receive \$100 for each year of this appropria-

tion, provided the teacher employed is approved by the State Superintendent as competent for such instruction and a term report on the work done is made by the teacher in charge. It is expressly provided that the school district which applies for special aid under this section must be complying with the foregoing conditions as stated in Section 3 of this act, equipment furnished under provisions of this act shall remain the property of the State.

Sec. 8. It is hereby further provided that in consolidated districts legally formed, or to be formed, with buildings and equipment approved by the State Superintendent of Public Instruction, with the approval of the State Board of Education, and employing not less than three teachers, including the principal doing high school work exclusively, or such number of teachers as in the judgment of the State Superintendent of Public Instruction is needed and necessary, it may be granted out of the yearly appropriations of this act the sum of five hundred (\$500) dollars for each entire school district included in said consolidation; provided such rural high school district is one unit in a county-wide system of such high school district mapped and planned for the entire county that has been approved by the State Superintendent of Public Instruction; provided also that nothing herein shall prohibit any one such unit from receiving such aid on account of any other units in said county failing to comply with this act or to put into effect the plans of the county board of education in mapping out said county. If in any high school district proposed by the county board of trustees, as shown by the approved county map, a fewer number of districts are consolidated than that proposed by the county board a bonus of \$300 shall be paid for each such district, and when consolidation is fully completed as proposed by the county board of trustees, then the high school district shall receive from the appropriation provided for in this act such an additional amount as may be necessary to complete the total bonus of \$500 for each district forming the high school unit; provided that any building constructed from the proceeds of bonds voted to accommodate the incomplete unit shall be located at the high school unit; provided that any building constructed from the proceeds of bonds voted to accommodate the incomplete unit shall be located at the high school

center previously designated by the county board for the entire unit; provided that if any districts during the current year have received State aid under the provision of this act they shall not be counted in determining the amount of bonus for this year.

Sec. 9. Consolidated districts formed in accordance with Section 8 of this act, and all consolidations formed subsequent to September 1, 1922, and prior to September 1, 1929, which make provision for transportation of pupils to and from said schools at public expense, may be granted from this appropriation, in addition to the amount provided in Section 8, a sum equal to one-half of the cost of transportation, not to exceed \$300 for each automobile truck required, provided contracts for such transportation have been approved by the State Superintendent.

Sec. 9a. On the agreement of the boards of trustees of the districts concerned and subject to the approval of the county superintendent and State Superintendent, the trustees of a district which may be unable to maintain a satisfactory school may transfer its entire scholastic enrollment, or any number of grades thereof, to a convenient State classified or accredited school, and in such event all of the funds of the district, including the State aid to which the district would otherwise be entitled under the provisions of this act, or such proportionate part thereof as may be necessary, may be used in carrying out the said agreement; provided that the scholastics so transferred shall be entitled, without the payment of other tuition, to the entire term maintained by the receiving district; and provided also that if any of the scholastic residents of the district are not so transferred sufficient funds must be retained to provide them with school facilities for at least six months. And provided, further, that if the districts consolidate during the year the consolidated district shall be entitled to consolidation aid as otherwise provided in this act.

Sec. 10. It is hereby expressly provided that an amount not to exceed four hundred thousand (\$400,000), or so much thereof as may be necessary, of the appropriation made herein may be used each year of the biennium for the payment of tuition of rural high school pupils according to the provisions of Chapter 181 of the General Laws of the Fortieth Legislature, Regular Session, as amended by Senate bill

No. 10 passed at the First Called Session of the Forty-first Legislature.

Sec. 11. In all districts that comply with the foregoing provisions of this act and in addition thereto levy and collect a tax of one dollar on the one hundred dollars, and after provision is made for a term of six and one-half months on the ratio of the number of teachers provided for herein and on the basis of the salary schedule fixed by the State Board of Education, the proceeds of the local maintenance tax may be supplemented with a sufficient amount from the appropriation provided herein to guarantee the following amounts, or so much thereof as may be necessary, to pay the salaries of teachers according to the salary schedule for a term not to exceed nine months, as may be desired by the board of trustees; one teacher, \$125; two teachers, \$250; three teachers, \$375; four teachers, \$475; five teachers, \$550; six teachers, \$600; seven teachers, \$650; eight teachers, \$675; nine teachers, \$700; ten teachers, \$725; provided that such supplemental grants shall not increase the total grant for teachers' salaries from this appropriation to more than \$1000, as provided in Section 13 of this act; except schools of more than five teachers may receive not to exceed (\$1500) one thousand five hundred dollars.

Sec. 12. For the year 1930-31, the second year of the biennium 1929-1930, no aid shall be granted to any school under the provisions of this act which is located within two and one-half miles of another school of the same race unless, on account of the condition of the roads and other physical features, it is unreasonable and impracticable for the pupils to attend another school; provided, that this restriction shall not apply to elementary schools in a consolidation formed under this or any subsequent act.

Sec. 13. It shall be the duty of the State Superintendent of Public Instruction, and he is hereby authorized, to take such action and to make such rules and regulations not inconsistent with the terms of this act as may be necessary to carry out the provisions and intentions of this act and for the best interests of the schools for whose benefit the funds are appropriated. It shall be the duty of the State Superintendent to send one of the rural school supervisors, hereby authorized, to make thorough investigation in person of the grounds, buildings, equipment, teaching force and financial condition of each

school applying for aid; and no aid shall be granted unless it can be shown that all provisions of this act and regulations made by the State Superintendent have been complied with, and that such amount of aid is actually needed.

Sec. 14. Warrants for all money granted under the provisions of this act shall be transmitted by the State Superintendent of Public Instruction to treasurers of depositories of school districts to which State aid is granted in the same manner as warrants for State apportionments are now transmitted, and it shall be the duty of all treasurers of depositories to make annually itemized reports under oath to the State Superintendent of Public Instruction of the expenditures of all money granted under the provisions of this act.

Sec. 15. Rural schools accepting the provisions of this act shall be entitled to share in the distribution of State and county available school funds and in all other school funds in the same manner as all other school districts; and in case high school grades are maintained, the community shall still be entitled to participate in the distribution of any State aid that may be extended by the Legislature of Texas for vocational or industrial purposes to high schools of the State.

Sec. 16. Any school district which has a taxable valuation for school purposes of less than \$1,000,000 and which levies and collects a local tax of one dollar on the one hundred dollars valuation of property, and which is maintaining a high school of more than fifty pupils, shall receive from the appropriation herein made an additional amount for each resident high school pupil equal to the State per capita apportionment for the current scholastic year; provided, that school districts which have high schools of fewer than fifty resident students classified above the seventh grade and which are located more than ten miles from a fully accredited high school or from a high school offering the same grades, shall be eligible to receive this additional aid; provided further, that high school aid authorized in this section shall apply to those districts only that are disqualified to receive aid under the provisions of this act.

Sec. 17. All laws or parts of laws in conflict herewith are hereby repealed; in the event any provision of this act is unconstitutional or invalid, the re-

mainder of this act shall nevertheless remain in effect.

Sec. 18. The fact that many schools in rural districts are in need of aid, and that public policy requires that proper provision be made for the maintenance and support of the schools with as little delay as possible, and the further fact that considerable time is required in preparation for carrying out the terms of this act, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be, and the same is hereby, suspended and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Snelgrove moved that the report be adopted.

Mr. Van Zandt moved that the report be not adopted.

Mr. Graves of Erath moved to table the motion by Mr. Van Zandt.

Question—Shall the motion to table prevail?

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

Senate bill No. 95, to the Committee on Appropriations.

Senate bill No. 135, to the Committee on Penitentiaries.

Senate bill No. 123, to the Committee on Common Carriers.

Senate bill No. 127, to the Committee on Labor.

Senate bill No. 133, to the Committee on Judicial Districts.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 25, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 95, A bill to be entitled "An Act to provide that the compensation of the Tax Commissioner of the State of Texas shall be such amount as may be provided for by the Legislature in appropriation bills, repealing all laws in conflict, and declaring an emergency."

S. B. No. 135, A bill to be entitled "An Act to authorize the Board of Control by and with the consent of the

Governor to select and set aside so much of the lands of the Texas Penitentiary at Rusk, Texas, as may be requisite and necessary for the use of Rusk State Hospital, except lands heretofore set aside to the Agricultural and Mechanical College for re-forestation purposes, etc., and declaring an emergency."

S. B. No. 123, A bill to be entitled "An Act providing for the conversion of interurban lines of railways in Texas into standard steam railroads, setting forth the conditions prerequisite to such conversion; and declaring an emergency."

S. B. No. 127, A bill to be entitled "An Act defining an emigrant agent, providing for the regulation and supervision of the business of emigrant agents; etc., and declaring an emergency."

S. B. No. 133, A bill to be entitled "An Act fixing the compensation of district attorneys in each judicial district in this State containing five or more counties having a combined population, according to the fourteenth census of the United States of the year 1920, of not less than 98,740, nor in excess of 98,750, etc., and declaring an emergency."

S. C. R. No. 15, Providing for the appointment of a joint committee from the House and Senate to confer with a like committee from the Legislature of New Mexico, relative to adjustment of certain property rights.

The Senate has adopted the free conference committee report on House bill No. 1, same being the rural education bill, by a two-thirds vote of 30 yeas and 0 nays.

The Senate has concurred in House amendments to Senate bill No. 111, by a two-thirds vote of 30 yeas and 0 nays.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Quinn, House bill No. 202 was ordered not printed.

On motion of Mr. Harman, Senate bill No. 155 was ordered not printed.

On motion of Mr. Gilbert, House bill No. 204 was ordered not printed.

On motion of Mr. Graves of Williamson, Senate bill No. 126 was ordered not printed.

RECESS.

On motion of Mr. Keller, the House, at 12:10 o'clock p. m., took recess to 1:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 1:30 o'clock p. m., and was called to order by the Speaker.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 25, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 175, A bill to be entitled "An Act to provide for the extension of the term of Oil and Gas Leases No. 9716 covering Survey No. 8, No. 9717 covering Survey No. 17, No. 9726 covering Survey No. 29, No. 9718 covering Survey No. 20, in so far as said lease shall apply to and affect the east half of said survey, etc., and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

COMMITTEE OF THE WHOLE HOUSE.

The House, in accordance with action heretofore taken, at 1:30 o'clock p. m. resolved itself into a Committee of the Whole House, Mr. Barron being called to the chair.

(In Committee of the Whole House, Mr. Barron in the chair.)

(Pending taking of the testimony, Mr. DeWolfe and Mr. Woodall occupied the chair temporarily.)

IN THE HOUSE.

(Mr. Barron in the chair.)

At 5:34 o'clock p. m. Mr. Barron, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress and ask leave to sit again at 9:30 o'clock a. m. tomorrow.

On motion of Mr. Hardy, the report was adopted.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

S. B. No. 111, "An Act defining building and loan associations, providing for their incorporation and prescribing the terms, conditions and regulations upon which such companies

may carry on their business in Texas, etc., and declaring an emergency."

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time and referred to the appropriate committee, as follows:

Senate bill No. 175, to the Committee on Public Lands and Buildings.

BILL ORDERED NOT PRINTED.

On motion of Mr. Johnson of Dimmit, Senate bill No. 127 was ordered not printed.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 1.

The House resumed consideration of pending business, same being conference committee report on House bill No. 1, with motion by Mr. Snelgrove that the report be adopted, and motion by Mr. Van Zandt that the report be not adopted, and motion by Mr. Graves of Erath to table the motion of Mr. Van Zandt, pending.

Mr. Graves of Erath withdrew the motion to table.

Question then recurring on the motion by Mr. Van Zandt that the report be not adopted, yeas and nays were demanded.

The roll was called, and the vote announced as follows:

Yeas—36.

Ackerman.	Mankin.
Albritton.	McDonald.
Avis.	McGill.
Bond.	McKean.
Bounds.	Negley.
Brooks.	Petsch.
Chastain.	Pope of Nueces.
DeWolfe.	Quinn.
Dunlap.	Richardson.
Ewing.	Sinks.
Forbes.	Stephens.
Gates.	Storey.
Giles.	Van Zandt.
Graves	Veatch.
of Williamson.	Warwick.
Hornaday.	Webb.
Hubbard.	White.
King.	Woodall.
Land.	

Nays—60.

Baker.	Bradley.
Barnett.	Coltrin.
Bateman.	Conway.

Cox of Navarro.	Metcalf.
Cox of Limestone.	Minor.
Davis.	Moore.
Duvall.	Mosely.
Finn.	Olsen.
Finlay.	O'Neill.
Fuchs.	Palmer.
Gerron.	Patterson.
Graves of Erath.	Pavlica.
Harman.	Pope of Jones.
Harper.	Purl.
Harrison.	Ray.
Heaton.	Reader.
Hines.	Renfro.
Holder.	Rountree.
Johnson	Savage.
of Dimmit.	Simmons.
Johnson of Smith.	Snelgrove.
Justiss.	Speck.
Keeton.	Stevenson.
Kennedy.	Tarwater.
Kenyon.	Thompson.
Kincaid.	Thurmond.
Lee.	Turner.
Long of Houston.	Wiggs.
Mauritz.	Williams
McCombs.	of Sabine.
Mehl.	Young.

Present—Not Voting.

Mr. Speaker.

Absent.

Acker.	Loy.
Adkins.	Marks.
Anderson.	Martin.
Baldwin.	Maynard.
Beck.	Montgomery.
Brice.	Mullally.
Carpenter.	Murphy.
Cox of Lamar.	Nicholson.
Enderby.	Pool.
Eickenroht.	Rogers.
Gilbert.	Sanders.
Harding.	Shaver.
Hefley.	Shelton.
Hogg.	Sherrill.
Hopkins.	Smith.
Johnson of Scurry.	Tillotson.
Kayton.	Waddell.
Keller.	Wallace.
Kemble.	Walters.
Kinnear.	Williams of Hardin.
Lemens.	Woodruff.
Long of Wichita.	

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

Paired.

Mr. Hardy (present), who would vote

"yea," with Mr. Keller (absent), who would vote "nay."

Mr. Hardy raised the point of order that there was not a quorum present.

The Speaker sustained the point of order.

ADJOURNMENT.

Mr. Woodall moved that the House adjourn until 8 o'clock p. m. today.

Mr. Hardy moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Question first recurring on the motion by Mr. Woodall, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—40.

Baker.	McDonald.
Bateman.	McGill.
Chastain.	McKean.
Conway.	Mehl.
Cox of Limestone.	O'Neill.
Davis.	Palmer.
Dunlap.	Petsch.
Finn.	Pope of Jones.
Finlay.	Pope of Nueces.
Forbes.	Purl.
Giles.	Quinn.
Graves	Ray.
of Williamson.	Reader.
Holder.	Savage.
Hornaday.	Simmons.
Hubbard.	Snelgrove.
Johnson	Stevenson.
of Dimmit.	Tillotson.
Justiss.	Van Zandt.
Land.	White.
Lee.	Woodall.

Nays—45.

Ackerman.	Kennedy.
Albritton.	Kenyon.
Avis.	Kincaid.
Barnett.	Long of Houston.
Bond.	Mankin.
Bounds.	Minor.
Bradley.	Moore.
Brooks.	Olsen.
Coltrin.	Patterson.
Cox of Navarro.	Pavlica.
DeWolfe.	Renfro.
Duvall.	Rountree.
Ewing.	Sinks.
Fuchs.	Stephens.
Gates.	Storey.
Graves of Erath.	Turner.
Hardy.	Veatch.
Harman.	Walters.
Harper.	Warwick.
Harrison.	Webb.
Hines.	Wiggs.
Johnson of Smith.	Williams
Keeton.	of Sabine.

Absent

Acker.	Mauritz.
Adkins.	Maynard.
Anderson.	McCombs.
Baldwin.	Metcalfe.
Beck.	Montgomery.
Brice.	Mosely.
Carpenter.	Mullally.
Cox of Lamar.	Murphy.
Enderby.	Negley.
Eickenroht.	Nicholson.
Gerron.	Pool.
Gilbert.	Richardson.
Harding.	Rogers.
Heaton.	Sanders.
Hefley.	Shaver.
Hogg.	Shelton.
Hopkins.	Sherrill.
Johnson of Scurry.	Smith.
Kayton.	Speck.
Keller.	Tarwater.
Kemble.	Thompson.
King.	Thurmond.
Kinnear.	Waddell.
Lemens.	Wallace.
Long of Wichita.	Williams
Loy.	of Hardin.
Marks.	Woodruff.
Martin.	Young.

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

Question then recurring on the motion by Mr. Hardy, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—62.

Ackerman.	Hardy.
Albritton.	Harman.
Avis.	Harrison.
Baker.	Hines.
Barnett.	Hubbard.
Bond.	Johnson of Smith.
Bounds.	Keeton.
Brooks.	Kennedy.
Coltrin.	Kenyon.
Conway.	Kincaid.
Cox of Limestone.	King.
Davis.	Land.
DeWolfe.	Long of Houston.
Dunlap.	Mankin.
Duvall.	Mauritz.
Ewing.	McGill.
Forbes.	Minor.
Gates.	Moore.
Gerron.	Olsen.
Giles.	O'Neill.
Graves	Palmer.
of Williamson.	Pavlica.

Pope of Jones.	Turner.
Reader.	Veatch.
Rountree.	Wallace.
Sanders.	Walters.
Sinks.	Warwick.
Speck.	Webb.
Stephens.	Wiggs.
Storey.	Williams
Tarwater.	of Sabine.
Thurmond.	Young.

Nays—28.

Bateman.	McKean.
Bradley.	Mehl.
Chastain.	Petsch.
Cox of Navarro.	Purl.
Finn.	Quinn.
Fuchs.	Ray.
Graves of Erath.	Renfro.
Holder.	Savage.
Hornaday.	Simmons.
Johnson	Snelgrove.
of Dimmit.	Tillotson.
Justiss.	Van Zandt.
Lee.	White.
McCombs.	Woodall.
McDonald.	

Absent

Acker.	Marks.
Adkins.	Martin.
Anderson.	Maynard.
Baldwin.	Metcalfe.
Beck.	Montgomery.
Brice.	Mosely.
Carpenter.	Mullally.
Cox of Lamar.	Murphy.
Enderby.	Negley.
Eickenroht.	Nicholson.
Finlay.	Patterson.
Gilbert.	Pool.
Harding.	Pope of Nueces.
Harper.	Richardson.
Heaton.	Rogers.
Hefley.	Shaver.
Hogg.	Shelton.
Hopkins.	Sherrill.
Johnson of Scurry.	Smith.
Kayton.	Stevenson.
Keller.	Thompson.
Kemble.	Waddell.
Kinnear.	Williams
Lemens.	of Hardin.
Long of Wichita.	Woodruff.
Loy.	

Absent—Excused.

Jenkins.	Shipman.
Jones.	Strong.
Morse.	Westbrook.
Prendergast.	Williams
Reid.	of Travis.

The House, accordingly, at 6:15 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Counties: Senate bills Nos. 159 and 160.

Conservation and Reclamation: House bill No. 197.

Game and Fisheries: House bill No. 204.

Judicial Districts: Senate bills Nos. 24, 103 and 104, House bills Nos. 202 and 195.

State Affairs: Senate bills Nos. 98 and 105, House bills Nos. 149 and 182, Senate concurrent resolution No. 10.

The Committee on Judicial Districts filed an adverse report on House bill No. 136.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, June 24, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 79, A bill to be entitled "An Act relating to the State Board of Education; providing for the appointment of the members of said Board; prescribing their qualifications, terms of service and duties; authorizing said Board to assume and discharge the duties assigned by law to the present State Board of Education; abolishing the State Text Book Commission; providing for an appropriation to pay the expenses of said Board; repealing all laws in conflict with this act, and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

HARRISON, Acting Chairman.

Committee Room,
Austin, Texas, June 25, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 171, A bill to be entitled "An Act to amend Section 1 of House bill No. 196, passed at the First Called Session of the Forty-first Legislature, amending Article 1377 of the Penal Code of the State of Texas, providing for a more efficient law prohibiting

hunting, fishing or camping on the enclosed land of another without the consent of the owner; providing that this act shall not apply to any enclosed lands which are leased or rented for hunting, fishing or camping privileges for a greater sum than 25 cents per acre per annum or where the owner, his agent or representative, has charged more than \$4 per day per person for the privilege of hunting thereon; providing for a penalty for the violation thereof, and providing for the arrest of such persons; repealing Article 1378 of the Penal Code of the State of Texas, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

HARRISON, Acting Chairman.

Committee Room,
Austin, Texas, June 20, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 163, A bill to be entitled "An Act providing for the open season on squirrels in certain counties; providing penalty, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

THIRTEENTH DAY.

(Wednesday, June 26, 1929.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Cox of Navarro.
Acker.	Cox of Lamar.
Ackerman.	Cox of Limestone.
Adkins.	Davis.
Albritton.	DeWolfe.
Anderson.	Dunlap.
Avis.	Duvall.
Baker.	Enderby.
Barnett.	Ewing.
Bateman.	Eickenroht.
Beck.	Finn.
Bond.	Finlay.
Bounds.	Forbes.
Bradley.	Gates.
Brice.	Gerron.
Brooks.	Gilbert.
Carpenter.	Giles.
Chastain.	Graves
Coltrin.	of Williamson.
Conway.	Graves of Erath.

Hardy.	Palmer.
Harding.	Patterson.
Harman.	Pavlica.
Harper.	Petsch.
Harrison.	Pool.
Heaton.	Pope of Jones.
Hefley.	Pope of Nueces.
Hines.	Purl.
Hogg.	Quinn.
Holder.	Ray.
Hopkins.	Reader.
Hornaday.	Renfro.
Hubbard.	Richardson.
Johnson	Rogers.
of Dimmit.	Rountree.
Johnson of Smith.	Sanders.
Johnson of Scurry.	Savage.
Justiss.	Shaver.
Kayton.	Shelton.
Keeton.	Sherrill.
Keller.	Shipman.
Kemble.	Simmons.
Kennedy.	Sinks.
Kenyon.	Snelgrove.
Kincaid.	Speck.
King.	Stephens.
Lee.	Stevenson.
Long of Houston.	Storey.
Loy.	Tarwater.
Mankin.	Thompson.
Martin.	Thurmond.
Mauritz.	Tillotson.
Maynard.	Turner.
McCombs.	Van Zandt.
McDonald.	Veatch.
McGill.	Waddell.
McKean.	Wallace.
Mehl.	Walters.
Metcalf.	Warwick.
Minor.	Webb.
Montgomery.	White.
Moore.	Wiggs.
Mosely.	Williams
Mullally.	of Sabine.
Murphy.	Williams
Negley.	of Travis.
Nicholson.	Woodall.
Olsen.	Woodruff.
O'Neill.	Young.

Absent

Baldwin.	Long of Wichita.
Kinnear.	Smith.
Land.	

Absent—Excused.

Fuchs.	Prendergast.
Jenkins.	Reid.
Jones.	Strong.
Lemens.	Westbrook.
Marks.	Williams
Morse.	of Hardin.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.